

4. Consumer Deposits: (Cont'd.)

B. Security Deposits - Non-Residential: (Cont'd.)

(b) Deposit Calculation: (Cont'd.)

- (2) In the case of an existing customer who has 12 months or more billing history, the amount of deposit shall be based on service used during the previous 12 month period as evidenced by the billing history.
- (3) In the case of a new customer or a customer with less than 12 months of billing history, the amount of the deposit shall be based on one or more of the following, as available:
 - (i) the billing history of the customer;
 - (ii) information provided in the application by the customer about the expected load and use of service;
 - (iii) information contained in a load study of the premises prepared by the Company; and
 - (iv) the billing history of the previous customer, provided there have been no significant changes in the load.

(c) Deposit Review:

- (1) The Company shall, at the first anniversary of the receipt of the deposit and at least biennially thereafter, review the billing history of every customer who has a deposit with the Company, to assure that the amount of the deposit conforms to the limitations contained in subdivision (b) of this section. This requirement does not limit the right of the Company to review a deposit at any time.
 - (i) If a deposit review shows that the deposit held falls short of the amount that the Company may lawfully require by 25 percent or more, the Company may require the payment of a corresponding additional deposit amount from the customer.
 - (ii) If a deposit review shows that the deposit held exceeds the amount that the Company may lawfully require by 25 percent or more, the Company shall refund the excess deposit to the customer in accordance with subdivision (f) of this section.